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8 **UNITED STATES DISTRICT COURT**
9 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**
10 **SAN FRANCISCO DIVISION**
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12 Michael James HUGGINS,

13 Petitioner,

14 v.

15 Michael MARTEL,
16 Acting Warden of San Quentin State Prison,¹

17 Respondent.

Case Number 3-6-cv-7254-CRB

DEATH-PENALTY CASE

INITIAL CASE-MANAGEMENT
ORDER

18 On September 23, 2011, the Court appointed counsel for Petitioner in this capital habeas
19 action. (Doc. No. 8.) Good cause appearing therefor, the Court enters this Initial Case-
20 Management Order. *Cf.* Habeas L.R. 2254-26; Habeas L.R. 2254-27.

21 Within forty-five days from the date of this Order, the parties shall meet and confer to
22 prepare, and shall file, a joint case-management statement and proposed order. In the statement,
23 the parties shall discuss their preliminary views of anticipated proceedings in the present action.
24 The statement shall include a proposed schedule for briefing any motion for equitable tolling of
25 the statute of limitations, and proposed schedules for briefing any other motions that must be
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28 ¹ Michael Martel is automatically substituted for his predecessor as the named
Respondent. *See* Fed. R. Civ. P. 25(d).

1 addressed prior to the filing of a finalized petition² in the event that equitable tolling is granted;
2 unless otherwise ordered, such motions will be decided on the papers.

3 Within forty-five days from the date of this Order, Respondent shall lodge with the Court
4 two electronic copies (compact discs) of the material enumerated in Habeas Local Rule 2254-
5 27(a). One copy shall be sent to chambers; the other copy shall be sent to the Court's Death
6 Penalty Staff Attorney assigned to this action, George O. Kolombatovich. Respondent shall not
7 lodge any paper copies.

8 *It is so ordered.*

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11 DATED: Nov. 3, 2011


12 CHARLES R. BREYER
13 United States District Judge
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27 ² In capital habeas actions, "[t]he term 'finalized petition' shall refer to the petition filed
28 by retained or appointed counsel. . . ." Habeas L.R. 2254-28(a).